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**UNITED STATES DISTRICT COURT**

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8 EASTERN DISTRICT OF CALIFORNIA  
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10 DARREN HARRIS,

11 Plaintiff,

12 v.

13 KIM, et al.,

14 Defendants.  
15

Case No. 1:05-cv-00003-AWI-SKO (PC)

ORDER REQUESTING CONFIDENTIAL  
STATEMENTS RE: CASE SELECTION FOR  
PRISONER SETTLEMENT PROGRAM

FIFTEEN-DAY DEADLINE

16 Plaintiff Darren Harris, a state prisoner proceeding pro se and in forma pauperis,  
17 filed this civil rights action pursuant to 42 U.S.C. § 1983 on January 3, 2005. This action is  
18 currently scheduled for jury trial on January 26, 2016, on Plaintiff's Eighth Amendment claim  
19 Defendants Olivarria, Williams, and Kim, and First Amendment claim against Defendants  
20 Olivarria and Lowden.

21 The parties to this action shall each, no later than fifteen days from the date of the  
22 order, submit confidential statements as described below. The confidential statements shall not  
23 be served on the opposing party or filed with the Court, but instead, delivered by mail, fax, e-mail  
24 or personal delivery to the Court's Alternative Dispute Resolution ("ADR") division at the  
25 address, fax number, or e-mail address below and marked "Confidential." Such statements shall  
26 be limited to five pages and shall include the following:

27 1. The party's assessment of whether the instant action is of the type that would  
28 benefit from a settlement proceeding;

1                   2. The party's assessment of what factors, if any, will prevent settlement of this  
2 matter prior to trial; and

3                   3. Any additional information the Court may find useful in determining whether  
4 to set this matter for a settlement conference.

5                   Should the Court determine this action to be appropriate for referral to the Prisoner  
6 Settlement Program, the Court will set this matter for a settlement conference before a magistrate  
7 judge or district judge.

8                   Accordingly, IT IS HEREBY ORDERED that:

9                   1. Within **fifteen (15) days** from the date of this order, the parties shall submit  
10 confidential statements as set forth above; and

11                   2. The Clerk of the Court is directed to send a copy of this order to:

12                   ADR Division  
13                   U.S. District Court  
14                   501 I Street, Suite 4-200  
15                   Sacramento, CA 95814  
16                   Fax: (916) 930-4224  
17                   Email: jcrouch@caed.uscourts.gov

18                   IT IS SO ORDERED.

19                   Dated: August 10, 2015

20                   \_\_\_\_\_  
21                   /s/ Sheila K. Oberto  
22                   UNITED STATES MAGISTRATE JUDGE